GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Water Resources Department - Land Acquisition- Compensation for pomegranate enhanced by the *Hon'ble Apex Court in it's orders dated:07.07.2021 in* CA No.2337/2021 in SLP No.8710/2021 & batch cases – Decretal charges of ***Rs.3,23,65,264/-*** *(including Income tax of Rs.32,36,528/-)* for payment of enhanced compensation in respect of 3588 Nos. of pomegranate trees relating to Reach Nos. 9B, 10A and 10B of Chenduvoi Village, of Atloor Mandal, Kadapa District acquired through Award No(s). 16/93-94, dated:30.03.1994, No.17/93-94,dated:30.03.1994 and No.07/93-94, dated:29.03.1994, for submersion under the back waters of Somasila Project which are covered in LAOP No. 458/2002 in Civil Appeal No.2345/2021 in SLP (C)No.5708/2021 - Sanctioned - Orders – Issued.

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WATER RESOURCES (LA) DEPARTMENT

G.O.Rt.No.572 Dated:20.04.2022

Read the following:-

1. From the CCLA and Spl.C.S to Govt., A.P., Vijayawada, Lr. No.PMU I/61/2018, dated:08.06.2018 and 12.07.2018.
2. G.O.Rt.No.781, Water Recourses (LA) Department, Dated:05.11.2018.
3. Orders dated:07.07.2021of the Hon'ble Supreme Court of India in *in* CA No.2337/2021 in SLP No.8710/2021 & batch cases (Civil Appeal No.2345/2021 in SLP No.5708/2021)
4. Orders dated:08.04.2022 of the Hon'ble Supreme Court of India in Contempt Petition (C) No.52/2022 in Civil Appeal No.2345/2021 in SLP (C)No.5708/2021.
5. From the Special Collector (LA), GNSS, Kadapa, Lr.Ref.No.Al/171/2011, Dated:12.04.2022.

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ORDER:

Keeping in view the orders of the Hon'ble Supreme Court of India in the references 3rd and 4th read above and also the circumstances reported by the Special Collector (LA), GNSS, Kadapa in the letter 5th read above, Government after careful examination of the matter, hereby accord sanction for an amount of ***Rs.3,23,65,264/-*** (Rupees Three crore Twenty Three lakh Sixty Five thousand Two hundred and Sixty Four only) (including IT of Rs.32,36,528/-) towards decretal charges for payment of enhanced compensation in respect of 3588 Nos. of pomegranate trees relating to Reach Nos. 9B, 10A and 10B of Chenduvoi Village, of Atloor Mandal, Kadapa District acquired through Award No(s).16/93-94, dated:30.03.1994, No.17/93-94, dated:30.03.1994 and No.07/93-94, dated:29.03.1994, for submersion under the back waters of Somasila Project which are covered in LAOP No. 458/2002 in Civil Appeal No.2345/2021 in SLP (C)No.5708/2021, subject to conditions that,-

(i) satisfying themselves regarding the accuracy of the calculation sheets and obtaining undertaking from the concerned claimants agreeing to the recovery of the excess amount paid, if any.
(ii) verification whether the reference under Section 18(1) of the L.A. Act is made to the Lower Court after following all the guidelines / directions on the subject;
(iii) in case, it is detected that section 18 reference was made contrary to the rules/guidelines issued by the Government / Chief Commissioner of Land Administration, Andhra Pradesh, Vijayawada, immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition;
(iv) confirmation of concerned Chief Engineer as to the extent of land acquired;
(v) reviewing the interest calculations as per the specific Government orders issued (duly furnishing) and also outcome of the court cases pending if any;
(vi) to ensure the correctness of the amount as per the orders of Hon'ble Supreme Court; and
(vii) the Special Collector (LA), GNSS, Kadapa shall verify at his/her level thoroughly the calculations made by the Special Deputy Collector (LA), TGP Unit-II, Kadapa with reference to the decree and instructions issued by the Government/Chief Commissioner of Land Administration, Vijayawada on the subject matter from time to time, to avoid excess and double payment before depositing the above sanctioned decretal amount in the respective Lower Court.

2. The expenditure sanctioned in para (1) above shall be debited to the Head of Account under :"4700-COL on Major Irrigation - 01-Major Irrigation (Commercial)-MH-112-Somasila Project - G.H.11 State Development Schemes - SH (26) Dam & Appurtenant works - 530 Major works - 532-Lands (charged)".

3. The Chief Commissioner of Land Administration and Special Chief Secretary to Government, Andhra Pradesh, Vijayawada / the Special Collector (LA), GNSS, Kadapa shall take necessary action in the matter, accordingly.

4. This order issues with the concurrence of Finance Department vide their U.O.No. FIN01-FMU0MRAS (WR2)/39/2019-FMU-WR-II (Computer No:1699473), Dated:19.04.2022.

[BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH]

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Chief Commissioner of Land Administration and Special Chief Secretary to Government, Andhra Pradesh, Gollapudi, Vijayawada.
The Special Collector (LA), GNSS, Kadapa.
The Special Deputy Collector (LA), TGP Unit-II, Kadapa.
The Chief Engineer, NTR TGP, Tirupati.
The Chief Engineer, Water Resources Department, Kadapa.
The Accountant General, Andhra Pradesh, Vijayawada.
The Director of Works Accounts, 'C' Block,Anjaneya Towers, Ibrahimpatnam, Vijayawada.

Copy to:-

The Advocate on Records, AP Bhavan, No.1, Ashoka Road, New Delhi-110001.
The PS to Minister (WRD).
The P.S. to Chief Secretary to Government (w.r.t. Contempt Petition (C)No.52/2022 in Civil Appeal No.2345/2021 in SLP (C) No.5708/2021)
The P.S. to Principal Secretary to Government, W.R. Department.
The Finance (FMU-WR-II) Department
File No.ICD01/596/2022-LA (Computer No.1695708)
SF/SC.

//Forwarded :: By Order//

SECTION OFFICER